



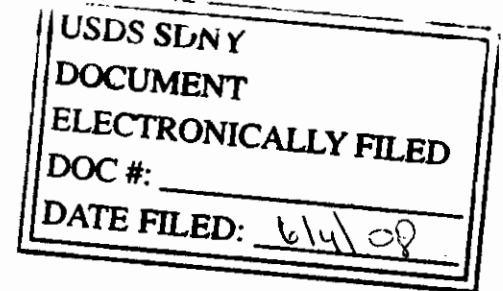
MEMO ENDORSED

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June 2, 2008



BY HAND

The Honorable Richard J. Sullivan
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: Tori Staton v. City of New York, et al., 08 Civ. 4423 (RJS)

Your Honor:

I am an Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, representing defendant City of New York in the above-referenced matter. I write with respect to the above-referenced matter in which plaintiff alleges that his constitutional rights were violated by defendants. Defendant City respectfully requests an extension of its time to answer or otherwise respond to this complaint from June 4, 2008 until August 4, 2008. Plaintiff has consented to this request.

There are several reasons for seeking an enlargement of time in this matter. In accordance with this office's obligations under Rule 11 of the Federal Rules of Civil Procedure, we need time to investigate the allegations of the complaint. Furthermore, it is our understanding that the records of the underlying criminal actions, including police records, may have been sealed pursuant to New York Criminal Procedure Law § 160.50. Therefore, this office is in the process of forwarding to plaintiff for execution consents and authorizations for the release of sealed arrest and criminal prosecution records so that defendant can access the information, properly assess the case, and respond to this complaint.

No previous request for an extension has been made by defendant City. Accordingly, we respectfully request that defendant City's time to answer or otherwise respond to the complaint be extended to August 4, 2008.

Thank you for your consideration herein.

Respectfully submitted,



Michael K. Gertzer
Assistant Corporation Counsel

cc: Rose M. Weber, Esq.
225 Broadway, Suite 1607
New York, NY 10007
(by facsimile (212) 233-5633)

SO ORDERED
Dated: 
6/3/08 RICHARD J. SULLIVAN
U.S.D.J.